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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/587,197	06/05/2000	Jack O. Cartner	CRT 2 0017	8327
7590	09/17/2004		EXAMINER	
Jay F Moldovanyi Fay Sharpe Fagan Minnich & McKee LLP 1100 Superior Avenue Seventh Floor Cleveland, OH 44114-2518			ART UNIT	PAPER NUMBER
DATE MAILED: 09/17/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

20040916

DATE MAILED:

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Commissioner for Patents

**NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR**

**1.192(c)**

1. The brief does not contain, for each rejection under 35 U.S.C. 112, (second paragraph), an argument which specifies the errors in the rejection and how the claims particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claim 68 was rejected under 35 U.S.C. 112, 2<sup>nd</sup> paragraph as follows:

Applicant amended claim 68 to include the limitation, “which angles section together form a single corner of said deck.” However in the body of the claim, the guard is not listed as part of the deck but merely as part of the mower deck. Further, the deck is recited as having four corners and the guard as being attached to the four sides of the deck. This new limitation cause the claim to be indefinite because it is unclear whether the deck and guard are separate parts attached to each other or the deck comprises the guard.

Applicant does not list this rejection in part VI of the Appeal Brief or make any mention of it in the arguments in part VIII.

Appellant is required to comply with provisions of 37 CFR 1.192(c).

2. To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 1.192(c) within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Meredith Petravick whose telephone number is 703-305-0047. The examiner can normally be reached on Monday-Thursday from 7:00 a.m. - 4:30 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas B. Will, can be reached at 703-308-3870.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the group receptionist whose telephone number is 703-308-1113. The fax number for this Group is 703-872-9306.



**Meredith Petravick  
Patent Examiner  
Group Art Unit 3671**

September 16, 2004